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8.5.1002

IN THE HIGH COURT OF JUDICATURE AT BILASPUR: CHHATTISGARH

W.P. NO. 3092 OF 2004

Petitioner

M. Kerketta
S/o P. Kerketta
Aged about 56 years,
Occupation: Asstt.
Teacher, Primary School,
Ishwarpur, Vikas Khand:
Lailunga, Distt. Raigarh
(Chhattisgarh)

P.R. No. 3096/04
Presented by Shri Sanjay S. Agrawal
dated 4-9-04

Versus

Respondents

1. State of Chhattisgarh,
through the Secretary,
Deptt. of School
Education, Mantralaya,
D.K.S. Bhavan, Raipur
(Chhattisgarh)

2. Collector, Distt. Raigarh
(Chhattisgarh)

3. Asstt. Commissioner,
Deptt. of Tribal Welfare,
Raigarh, Distt. Raigarh
(Chhattisgarh)

Free Copy
4/9/04
Bilaspur
Bench No. A

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

(33)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. No. 3082 सन् 2004

.....विरुद्ध.....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	20.09.2004 On a mention being made, the case is taken up. Shri Sanjay K. Agrawal, Counsel for the petitioner. State by Prashant Mishra, Addl. Advocate General. Application (I.A. 6569/04) for urgent hearing is allowed. Heard. Learned counsel submits that the transfer has been made by the incompetent authority in contravention of Policy (Annexure P-3). He further submits that the petitioner is suffering from Paralysis. He further submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law. Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same by reasoned order, on its own merits in accordance with law as early as possible preferably within 6 weeks from the date of receipt of the representation. Meanwhile, since the transfer is said to be made by the incompetent authority, the petitioner will be allowed to continue, till consideration of the representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P.No.2689/2004 also stands disposed of. C.C. as per rules.	**Sd/-** **Fakhruddin** **Judge**

Rao/

[पीछे देखिये